Steven L. Beshear Governor

Leonard K. Peters Secretary Energy and Environment Cabinet



Commonwealth of Kentucky
Public Service Commission

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July 24, 2009

David L. Armstrong Chairman

James W. Gardner Vice Chairman

Charles R. Borders Commissioner

Hon. John Selent Hon. Edward Depp Hon. Holly Wallace Dinsmore & Shohl LLP 1400 PNC Plaza 500 West Jefferson Street Louisville, KY 40202

Re: Confidentiality Request dated April 21, 2009 -

Prefiled Direct Testimony of Douglas Duncan Meredith

PSC Case No. 2007-00004

Dear Mr. Selent:

The Public Service Commission has received the Confidentiality Petition you filed on April 21, 2009 on behalf of Brandenburg Telephone Company, et al. to protect certain information filed with the Commission as confidential under Section 7 of 807 KAR 5:001 and KRS 61.878. The information is identified as pertaining to the prefiled testimony of Douglas Duncan Meredith regarding the cost study which Windstream Kentucky East, LLC ("Windstream") submitted to the Commission on March 20, 2009. Windstream has also moved to have portions of that cost study deemed confidential by the Commission. The Commission's decision on Windstream's motion was issued on July 24, 2009.

The Commission has determined that the information sought to be kept confidential for Brandenburg Telephone Company, et al. does not meet the criteria for confidential protection as set out in the statutory authority listed above and, therefore, is **DENIED**. The Commission finds that the requested information does not qualify for protection because public knowledge of this information would not qualify as permitting an unfair commercial advantage to competitors, if disclosed. KRS 61.878(c)(2).

The information denied confidential treatment will be withheld from public inspection for 20 days from the date of this letter in accordance with 807 KAR 5:001. If you disagree with the Commission's decision, you may seek a rehearing with the



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Commission within 20 days of the date of this letter under the provisions of KRS 278.400. The materials filed with the Commission did not include a redacted copy of the materials as required. Thus, if you seek to contest this decision, you must file a redacted copy of the materials within the 20 days in order for the material in question to be withheld from the public records pending a review of any rehearing petition.

Sincerely

Executive Director

TB/ew

cc: Parties of Record for Case No. 2007-00004

